

PROCEEDINGS/MINUTES OF CITY COUNCIL

...March 11, 2015...

Council convened at 2:03 p.m., Mayor John Cranley Presiding. Present were Councilmembers Flynn, Mann, Murray, Seelbach, Simpson, Sittenfeld, Smitherman and Young.

Also in attendance were City Manager Harry Black, City Solicitor Paula Boggs Muething and Clerk of Council Melissa Autry.

Council observed a moment of silent prayer and recited the Pledge of Allegiance to the Flag.

There being no objection, Minutes of the previous session of Council were ordered Filed.

Items on the Council Calendar and items presented By-Leave were disposed of as follows:

Councilmember Winburn was excused.

MAYOR CRANLEY

Item #: 201500316

APPOINTMENT, submitted by Mayor John Cranley, subject to the consent of Council, I hereby recommend the appointment of Brenita Brooks to the Human Services Advisory Committee.

*** Held one week

Status/Recommendations:

HOLD ONE WEEK PURSUANT TO RULE OF COUNCIL

*** HELD ONE WEEK

Item #: 201500324

APPOINTMENT, submitted by Mayor John Cranley, subject to the consent of Council, I hereby recommend the appointment of Charlie Luken to the Banks Working Group.

*** Held one week.

Status/Recommendations:

HELD ONE WEEK PURSUANT TO RULE OF COUNCIL

*** HELD ONE WEEK

MR. MANN
MR. YOUNG
MS. SIMPSON

Item #: 201500323

MOTION, submitted by Vice Mayor David Mann and Councilmembers Young and Simpson, WE MOVE that the Administration develop a plan to ensure that citizens

who travel via motorized wheelchairs, scooters and similar devices will have access to clean sidewalks and Metro stops on our major thoroughfares in future winters. WE FURTHER MOVE that the Administration provide a report on existing laws regarding sidewalk snow removal and the options for enhanced enforcement of existing laws and strategies for better compliance. (STATEMENT ATTACHED)

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

MS. SIMPSON

MR. YOUNG

Item #: 201500314

MOTION, dated 3/9/2014 submitted by Councilmembers Simpson and Young, WE MOVE that the Administration prepare a report detailing the following information: For the past six months, all revenue collected from all parking meters, including both meter and ticket collection revenue. Provide comparison data for revenue collected over the prior two years. Since January 2, 2015, all meter and ticket revenue collected from the Central Business District and Over-the-Rhine parking meters. Since January 2, 2015, all expenses associated with the Central Business District and Over-the-Rhine meter rate increases.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

MR. SMITHERMAN

Item #: 201500315

COMMUNICATION, dated 3/5/2015 submitted by Councilmember Smitherman, from Jeffrey S. Karpe, concerning potholes and deplorable road conditions around the Cincinnati area.

Status/Recommendations:

ECONOMIC GROWTH & INFRASTRUCTURE COMMITTEE

CITY MANAGER

Item #: 201500135

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 2/4/2015, authorizing the transfer and appropriation of the sum of \$500,000 from the unappropriated surplus of the East Walnut Hills TIF Fund 486 to the capital improvement program project account no. 980x164x141612, "DeSales Corner Commercial Redevelopment," for the purpose of acquiring, stabilizing, and repurposing vacant, blighted, or underutilized commercial properties; and further DECLARING expenditures from capital improvement program project account no. 980x164x141612, "DeSales Corner Commercial Redevelopment," to be for a public purpose.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201500274

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 3/11/2015, approving and authorizing the City Manager to execute a Community Reinvestment Area Tax Exemption Agreement with Metcut Research Associates Inc., an Ohio corporation, thereby authorizing a 12-year tax exemption for 100% of the value of the improvements made to real property located at 3980 Rosslyn Drive, 4000 Rosslyn Drive, and 3750 Rosslyn Drive in Cincinnati in connection with the construction of an approximately 10,500 square foot addition to the facility located on such real property, which construction shall be completed at a total construction cost of approximately \$1,400,000.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201500301

ORDINANCE submitted by Harry Black, City Manager, on 3/11/2015, approving a major amendment to the concept plan and development program statement governing Planned Development No. 45.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201500304

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 3/11/2015, authorizing the City Manager to execute a Second Amendment to Lease Agreement with Walnut Hills Redevelopment Foundation, Inc. pertaining to City-owned property located at the southeast corner of E. McMillan and Gilbert Avenue in Walnut Hills, for the purpose of adding eight City-owned properties to the existing Lease between the parties dated September 27, 2012, on the same terms as the existing Lease (namely, at base rent of \$0.00/year for a term of approximately 40 years, with an option to purchase the property for \$1.00), to facilitate the tenant's redevelopment of the additional property for mixed commercial/residential redevelopment, which property is not needed for a municipal purpose.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201500306

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 3/11/2015, authorizing the City Manager to execute a Development Agreement with Neyer Properties, Inc. in support of the developer's proposed redevelopment of the Baldwin buildings located on Eden Park Drive in the City of Cincinnati.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201500307

ORDINANCE (EMERGENCY) submitted by Harry Black, City Manager, on 3/11/2015, authorizing the transfer and appropriation of the sum of \$1,400,000 from the balance sheet reserve account 050x2580 of the General Fund 050, ?Reserve for Weather Events, Other Emergency and One-Time Needs? to various Department of Public Services operating accounts for winter operations expenses according to the attached Schedules of Transfer.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201500273

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Opening Day Parade.

Status/Recommendations:

FILE

*** FILED

Item #: 201500286

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding Special Event Permit Application for March of Babies.

Status/Recommendations:

FILE

*** FILED

Item #: 201500287

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Party in the Park.

Status/Recommendations:

FILE

*** FILED

Item #: 201500288

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Taste of Over the Rhine.

Status/Recommendations:

FILE

*** FILED

Item #: 201500289

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding Special Event Permit Application for O'Malley's Luke Bryan Party.

Status/Recommendations:

FILE

*** FILED

Item #: 201500290

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding Special Event Permit Application for O'Malley's All Star Game Party.

Status/Recommendations:

FILE

*** FILED

Item #: 201500291

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding Special Event Permit Application for O'Malley's St. Patrick's Day Party.

Status/Recommendations:

FILE

*** FILED

Item #: 201500292

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding Special Event Permit Application for O'Malley's Opening Day Party.

Status/Recommendations:

FILE

*** FILED

Item #: 201500293

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Ault Park 4th of July.

Status/Recommendations:

FILE

*** FILED

Item #: 201500294

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Ault Park Summer Dance Series.

Status/Recommendations:

FILE

*** FILED

Item #: 201500295

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Cincinnati Earth Day Event.

Status/Recommendations:

FILE

*** FILED

Item #: 201500296

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Build the Block Party.

Status/Recommendations:

FILE

*** FILED

Item #: 201500297

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding Special Event Permit Application for Big Band and Bigger Beer.

Status/Recommendations:

FILE

*** FILED

Item #: 201500298

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding street calming in Pleasant Ridge.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201500299

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, regarding street calming for Laidlaw Avenue.

Status/Recommendations:

NEIGHBORHOODS COMMITTEE

Item #: 201500308

REPORT, dated 3/11/2015, submitted by Harry Black, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Dolgen Midwest LLC DBA Dollar General Store #14515, 1027 William Howard Taft Road. (#22348151965, New, C1, C2) [Objections: Cincinnati Police Department, Walnut Hills Community Council, Walnut Hills Business

Association and the Department of Buildings and Inspections]

Status/Recommendations:

FILE

*** FILED

Item #: 201500252

RESOLUTION (LEGISLATIVE) submitted by Harry Black, City Manager, on 3/4/2015, declaring the necessity of assessing for the control of blight and disease of shade trees within the public rights-of-way, and for planting, maintaining, trimming and removing shade trees in and along the streets of the City of Cincinnati's Urban Forestry Maintenance District for the year 2016.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

Item #: 201500300

RESOLUTION (LEGISLATIVE) submitted by Harry Black, City Manager, on 3/11/2015, declaring the necessity of assessing properties that benefit from special street lighting within the City of Cincinnati in Lighting Group 1 for the cost of such lighting for the three-year period beginning August 1, 2014.

Status/Recommendations:

BUDGET AND FINANCE COMMITTEE

CLERK OF COUNCIL

Item #: 201500312

REGISTRATION, submitted by the Clerk of Council from Legislative Agent Gerard M. Waites, Consultant, Partner, 4748 Wisconsin Avenue, NW, Washington, D.C. 20016 (United Association Local No. 392)

Status/Recommendations:

FILE

*** FILED

NEIGHBORHOODS COMMITTEE

Item #: 201500173

ORDINANCE submitted by Harry Black, City Manager, on 2/11/2015, rezoning certain real property located at 3001-3005 Woodburn Avenue, 1520-1530 Lincoln Avenue, and 1521-1523 Gilpin Avenue in the Evanston neighborhood of Cincinnati from the RMX, "Residential Mixed," and the CC-M, "Commercial Community Mixed," zoning districts to Planned Development District No. 72.

Status/Recommendations:

PASS

*** PASSED 0063-2015
MR. SMITHERMAN Y
MR. WINBURN A
MR. YOUNG E
MR. FLYNN Y
MR. MANN Y
MS. MURRAY Y
MR. SEELBACH Y
MS. SIMPSON Y
MR. SITTENFELD Y

Item #: 201500178

ORDINANCE submitted by Harry Black, City Manager, on 2/11/2015, amending the official zoning map of the City of Cincinnati to rezone the real property located at 3633-3639 Montgomery Road and 1759-1761 Dana Avenue in the Evanston neighborhood from the CN-M, "Commercial Neighborhood-Mixed Use," zoning district and the CC-M "Commercial Community-Mixed Use," zoning district to the CC-A, "Commercial Community-Auto Oriented" zoning district.

Status/Recommendations:

PASS

*** PASSED 0064-2015
MR. SMITHERMAN Y
MR. WINBURN A
MR. YOUNG Y
MR. FLYNN Y
MR. MANN Y
MS. MURRAY Y
MR. SEELBACH Y
MS. SIMPSON Y
MR. SITTENFELD Y

Item #: 201500265

ORDINANCE submitted by Harry Black, City Manager, on 3/4/2015, accepting and confirming the dedication of Vandercar Way, Factory Colony Lane, and portions of Marburg Avenue to public use for right-of-way purposes in accordance with the plat entitled "Oakley Station Subdivision" recorded in Plat Book 439, Pages 93-94, Hamilton County, Ohio Recorder's Office.

Status/Recommendations:

PASS

*** PASSED 0065-2015
MR. SMITHERMAN Y
MR. WINBURN A
MR. YOUNG Y
MR. FLYNN Y
MR. MANN Y
MS. MURRAY Y
MR. SEELBACH Y
MS. SIMPSON Y
MR. SITTENFELD Y